

Kansas Department of Health and Environment
Proposed New Regulations

Article 15a. Primary Drinking Water Regulations

CONSUMER CONFIDENCE REPORTS

28-15a-151. Applicability of requirement for consumer confidence reports. The provisions of 40 CFR 141.151 and appendix A to subpart O of part 141, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective

P-_____.)

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CONSUMER CONFIDENCE REPORTS

28-15a-152. Effective dates for required consumer confidence reports. The provisions of 40 CFR 141.152, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-153. Content of consumer confidence reports. The provisions of 40 CFR 141.153, as in effect on July 1, 2003, are hereby adopted by reference. However, the text in 40 CFR 141.153(d)(1)(i) shall be replaced by the following: “Contaminants subject to an MCL, action level, maximum residual disinfectant level, treatment technique for regulated contaminants, and those contaminants listed in K.A.R. 28-15a-23 which are not subject to an MCL but are still required to be monitored.” (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-154. Required additional health information. The provisions of 40 CFR 141.154, as in effect on July 1, 2003, are hereby adopted by reference with the following alterations:

(a) In 40 CFR 141.154(b), the introductory text shall be replaced with the following text:

“Ending in the report due by July 1, 2001, a community water supply system which detects arsenic at levels above 0.025 mg/L, but below 0.05 mg/L, and beginning in the report due by July 1, 2002, a community water supply system that detects arsenic above 0.005 mg/L and up to and including 0.010 mg/L.”

(b) 40 CFR 141.154(f) shall be replaced with the following text: “Beginning in the report due by July 1, 2002, and ending January 22, 2006, a community water supply system that detects arsenic above 0.010 mg/L and up to and including 0.05 mg/L shall include the arsenic health effects language prescribed by appendix A to subpart O.” (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-155. Report delivery and recordkeeping. The provisions of 40 CFR 141.155, as in effect on July 1, 2003, are hereby adopted by reference, with the following alterations:

(a) The text in 40 CFR 141.155(c) shall be replaced by the following: “No later than the date a community water supply system is required to distribute the report to its customers, that system shall mail a copy of the report to the department, including a certification of delivery that the report has been distributed to customers and that the information is correct and consistent with the compliance monitoring data contained in the report.”

(b) The text in 40 CFR 141.155(g) shall be deleted. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)